

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Servants - Panchayat Raj and Rural Development Department – Allegations of irregularities in construction of OHSR and Pipeline in Paidikalva Gram Panchayat, Vallur Mandal of Kadapa District against Sri B. Vinay Kumar, the then Executive Engineer, now Superintending Engineer, RWS&S, Kadapa. – Departmental proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 – Article of Charges – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No. 570

Dated:10.04.2014

Read:

From the DG, Vig. & Enft. & E.O. Prl. Secy., to Govt., Appraisal Report
No.23 (498/V&E/E2/2010, dated.06.03.2013.

ORDER:

It is proposed to hold an inquiry against Sri B. Vinay Kumar, the then Executive Engineer, now Superintending Engineer, RWS&S, Kadapa in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and list of witnesses, by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri B. Vinay Kumar, the then Executive Engineer, now Superintending Engineer, RWS&S, Kadapa, is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri B. Vinay Kumar, the then Executive Engineer, now Superintending Engineer, RWS&S, Kadapa is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B. Vinay Kumar, the then Executive Engineer, now Superintending Engineer, RWS&S, Kadapa is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (CCA) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Attention of Sri B. Vinay Kumar, the then Executive Engineer, now Superintending Engineer, RWS&S, Kadapa, is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from

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another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

To
Sri B. Vinay Kumar, the then Executive Engineer,
now Superintending Engineer, RWS&S, Kadapa through
the Engineer-in-Chief, RWS&S, Hyderabad.
The Engineer-in-Chief, RWS&S, Hyderabad.
(with a request to serve and return the acknowledged copy and W.S.D.)

Copy to:
The P.S. to .Secy. (RWS)
SF/SC

// FORWARDED::BY:: ORDER //

SECTION OFFICER

ANNEXURE-I

**STATEMENT SHOWING THE ARTICLE OF CHARGE FRAMED AGAINST
SRI B. VINAY KUMAR, THE THEN EXECUTIVE ENGINEER, NOW
SUPERINTENDING ENGINEER, RWS&S, KADAPA**

CHARGE:-1

That Sri B.Vinaya Kumar, while working as Executive Engineer, RWS&S, Kadapa has executed the substandard quality in construction of OHSR and deficient thickness of dome/ roof slab of OHSR.

BASIS:-

As per Appraisal report No.23(498/V&E/E2/2010, dt.6.3.2013 the G.A (V&E) reported that during the physical observation of OHSR revealed that stair case is damaged upto 1st brace level and spiral stair case circular column is not to plumb, leakage of water is observed all along the pumping main and the pipe line is exposed at many places due to quarrying of sand to a depth of 1m in the Papagni river bed near the village limits and non functioning of Air valves. Further they informed that the test results of the top dome of OHSR revealed that the average thickness of the slab is 75.33mm against the recorded measurement 100mm. The deficiency in the thickness of roof slab is about 25%.From this it is clearly shows that Sri.B.Vinay Kumar while working as E.E has executed substandard quality work in construction of OHSR. Being a divisional head he has guide the field Engineer while concrete work going on in OHSR due to his failure in supervision the OHSR is not put into use. From this it is evident that he has shown gross negligence towards his legitimate duties and failed in Supervision and violating Rule (3) of APCS (Conduct) Rules, 1964.

Hence the charge

Charge II

That Sri.B.Vinay Kumar the then E.E Kadapa has allowed the substandard quality of PVC Pipes instead of HDPE Pipes resulting non functioning of main.

BASIS:-

As per Appraisal report No.23 (498/V&E/E2/2010, dt.6.3.2013 the G.A (V&E) reported that though there is provision in the estimate for 200m length of pipe line with 90mm dia HDPE Pipes of 4 Kg/mm² the same was not executed by Sri.B.Vinay Kumar the then E.E but executed 48m length of PVC Pipes of 6 Kg/mm² due to which the pumping main is not functioning . From this it is evident that he shown gross negligence while discharging his legitimate duties and supervision and violated Rule 3 of APCS (Conduct) Rules 1964.

Hence the charge.

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

// FORWARDED::BY:: ORDER //

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ANNEXURE-II

**LIST OF THE DOCUMENTS BY WHICH THE ARTICLE OF CHARGE
FRAMED AGAINST SRI B. VINAY KUMAR, THE THEN EXECUTIVE
ENGINEER, NOW SUPERINTENDING ENGINEER, RWS&S, KADAPA IS
PROPOSED TO BE SUSTAINED.**

From the DG, Vig. & Enft. & E.O. Prl. Secy., to Govt., Appraisal Report
No.23 (498/V&E/E2/2010, dated.06.03.2013.

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

// FORWARDED::BY:: ORDER //

SECTION OFFICER

ANNEXURE-III

**LIST OF THE WITNESSES BY WHOM THE ARTICLE OF CHARGE
FRAMED AGAINST SRI B. VINAY KUMAR, THE THEN EXECUTIVE
ENGINEER, NOW SUPERINTENDING ENGINEER, RWS&S, KADAPA IS
PROPOSED TO BE SUSTAINED.**

-NIL-

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

// FORWARDED::BY:: ORDER //

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